IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

WEDNESDAY, THE SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MRS JUSTICE T.MEENA KUMARI

and
THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

WRIT APPEAL NO : 488 of 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 06/10/2004 in WP NO : 18068 OF 2004 on the file of the High Court.)

Between:

1 APSRTC, rep.by its Managing Director, Mushirabad, Hyderabad.
2 APSRTC, rep.by its Regional Manager, Medak Region at Sangareddy Medak Dist.
3 APSRTC, rep.by its Depot Manager, APSRTC, Bus Depot, Narayanakhed, Medak District.

..... APPELLANTS

AND

Sri Y.Ayanna, S/o.Manikya Rao, E.96744,
R/o.Maredpally Mandal, Kondapur Medak Dist.

.....RESPONDENT

Counsel for the Appellants : MR.V.T.M.PRASAD

Counsel for the Respondent: MR.V.NARASIMHA GOUD

The Court at the admission stage, made the following :

JUDGMENT: (per the Hon'ble Smt.Justice T.Meena Kumari)

This Writ Appeal is filed by the appellants challenging the order, dated 06.10.2004 in Writ Petition No.18068 of 2004 passed by a learned single Judge of this Court.

The said writ petition was filed by the respondent to declare the action of the appellants in not fixing the pay by adding the notional increments for the period during which he was out of service as illegal and arbitrary and consequently to direct the Corporation to re-fix his pay by adding the notional increments for the said period along with the consequential benefits.

In view of the fact that the respondent has earlier filed Writ Petition No.21408 of 2001 before this Court and since this Court through the order dated 15.10.2001 directed the Corporation to fix his pay by adding notional increments for the period during which he was out of service and pay the consequential arrears within a period of three months from the date of receipt of a copy of that order, the learned single Judge through the impugned order directed the Corporation to implement the said order.

Under the above circumstances, we do not find any irregularity or illegality in the impugned order, which is only an order directing the implementation of the earlier order passed by a learned single Judge of this Court in W.P.No.21408 of 2001.

During the course of arguments, learned counsel for the appellants submitted that the order in W.P.No.21408 of 2001 has already been implemented.

Recording the above submission, the Writ Appeal is dismissed. No costs.

(T.MEENA KUMARI, J)

(L.NARASIMHA REDDY, J)

Dt: 06.04.2005

bsv/lvl

To

1 The Managing Director,APSRTC, Mushirabad, Hyderabad.
2 The Regional Manager APSRTC, Medak Region at Sangareddy Medak

District

3 The Depot Manager APSRTC, APSRTC, Bus Depot, Narayanakhed, Medak District.

4 Two CD copies